

MINUTES OF THE REGULAR MEETING OF THE BOARD OF TRUSTEES OF THE VILLAGE OF QUOGUE, 7 VILLAGE LANE, QUOGUE, NEW YORK HELD ON FRIDAY, JUNE 22, 2012.

PRESENT: Mayor Peter S. Sartorius, Trustees Randy Cardo, Jeanette Obser, Ted Necarsulmer and Kimberley Payne, Village Attorney Richard E. DePetris and Village Clerk Marcia Rose Koziarz.

OTHERS PRESENT: Fire Chief Tim Shea, Police Chief Robert Coughlan, Alex Hesterberg, Dick Gardner, Wyck Coddington, Francis Ryan, Bill Berrien, Theresa Fontana, Preston Jankowski, Kittric Motz and Carol Moran of The Southampton Press.

The Mayor invited everyone to join him in the Pledge of Allegiance.

Upon motion made by Ted Necarsulmer, seconded by Kimberley Payne and unanimously carried, the minutes of regular meeting held on May 18, 2012 and special meeting held on May 31, 2012 are hereby approved.

Upon motion made by Kimberley Payne, seconded by Ted Necarsulmer and unanimously carried, the Abstract of Audited Vouchers Schedule 06-12, \$251,124.23 and Treasurer's Report for the Month ending May 31, 2012 are hereby approved as follows:

\$ 44,966.62 Checking Account  
\$5,099,064.58 Investments  
\$5,144,031.20 Total General Fund 05/31/12

The Clerk gave the report for May 2012 False Fire and Burglar Alarms as follows:

Burglar Billed: \$0; Burglar Collected: \$0  
Fire Billed: \$0; Fire Collected: \$0

Fire Chief Tim Shea gave the report for the Fire Department. There was no report for the Building Department. Police Chief Robert Coughlan gave the report for the Police Department.

Upon motion made by Peter Sartorius, seconded by Ted Necarsulmer and unanimously carried, it was RESOLVED, the retirement of Doug Edwards of the Highway Department, effective June 29, 2012 is hereby accepted, with regret. The Mayor read the proclamation that will be presented to him at a ceremony held on June 26, 2012.

Upon motion made by Randy Cardo, seconded by Ted Necarsulmer and unanimously carried, it was RESOLVED, the retirement of Dave King of the Highway Department, effective June 29, 2012 is hereby accepted, with regret. The Mayor read the proclamation that will be presented to him at a ceremony held on June 26, 2012.

Upon motion made by Kimberley Payne, seconded by Ted Necarsulmer and unanimously carried, it is RESOLVED, the termination of Anthony Schifano as laborer of the Highway Department, effective June 22, 2012 is hereby approved.

Upon motion made by Randy Cardo, seconded by Jeanette Obser and unanimously carried, it is RESOLVED, the appointment of Travis Chornoma as laborer of the Highway Department at an annual rate of \$40,000.00, effective June 25, 2012 and Michael Rempe as laborer of the Highway Department at an annual rate of \$40,000.00, effective July 2, 2012 is hereby approved.

Upon motion made by Ted Necarsulmer, seconded by Kimberley Payne and unanimously carried, it is RESOLVED, the employment contract with Robert Coughlan, Chief of Police, for the period from June 1, 2011 to May 31, 2015.

Upon motion made by Kimberley Payne, seconded by Ted Necarsulmer and unanimously carried, it was RESOLVED, a budget transfer in the amount of \$10,809.00 from A1910.400 (Unallocated Insurance) to A9040.800 (Employee Benefits/Worker's Compensation) for the annual PERMA worker's compensation (policy term 6/1/12-6/1/13) is hereby approved.

Upon motion made by Kimberley Payne, seconded by Ted Necarsulmer and unanimously carried, it was RESOLVED, James Raynor is hereby approved as a part-time lifeguard at a rate of \$21.00 per hour, effective immediately.

Upon motion made by Jeanette Obser, seconded by Ted Necarsulmer and unanimously carried, it was RESOLVED, the July meeting of the Board of Trustees is hereby changed to Wednesday, July 18, 2012 at 4:00 P.M.

Upon motion made by Kimberley Payne, seconded by Jeanette Obser and unanimously carried, it is RESOLVED, a special event permit for July 28<sup>th</sup> from 7:00 PM-12:00 Midnight for use of the Village Beach parking lot only for approximately 25 cars is hereby approved.

Upon motion made by Ted Necarsulmer, seconded by Jeanette Obser and unanimously carried, it is RESOLVED, a special event permit for July 14<sup>th</sup> from 7:00 PM-2:00 AM for a birthday party using the Village beach caterer for approximately 35/40 people and 15/30 cars upon receipt of permit fee and liability insurance is hereby approved.

Upon motion made by Jeanette Obser, seconded by Kimberley Payne and unanimously carried, it was RESOLVED, the minutes for 2012-2013 Tree Trimming Services bid are hereby approved and awarded to Ely Tree LLC. at \$760.00 (8 hour day) and \$395.00 (4 hour day).

Upon motion made by Kimberley Payne, seconded by Jeanette Obser and unanimously carried, it is RESOLVED, the proposal for accounting services for June 2012 to May 2013 from EMT Government Accounting Services is hereby approved.

Upon motion made by Randy Cardo, seconded by Kimberley Payne and unanimously carried, it was RESOLVED, the purchase of a 2012 Ford F-250 XL Reg Cab 4WD 8.0' Box Highway Truck from Otis Ford, Inc. under NYS Contract #21910-PF/PC65030 in the amount of \$38,770.00 to be funded from Highway-Capital Reserve Fund A5110.999 is hereby approved and a notice of permissive referendum will be noticed in the Southampton Press.

Upon motion made by Ted Necarsulmer, seconded by Kimberley Payne and unanimously carried, the small claims court decisions are approved for payment as follows:

Tax Map #	Name	2010-2011	2011-2012	Total Refund
1-1-17.17	Kotin	286.49	0	286.49
1-1-17.3	Halpert	545.80	0	545.80
1-1-17.7	Gottlieb	576.79	0	576.79
10-2-44.1	Callahan	181.21	0	181.21
11-3-1	Byrne	1,632.07	0	1,632.07
7-2-15.2	McMahon	623.90	0	623.90
10-3-36	Ryan	488.00	504.99	992.99
5-1-7	Pond	128.66	994.98	1,123.64
6-1-4.2	VanDeWater	362.14	608.69	970.83
11-1-7	Ho	989.71	0	989.71
16-2-14	Moinian	0	1,369.36	1,369.36
16-3-16	Cirincione	0	43.75	643.75
16-3-28.2	Weinberg	0	580.14	580.14
16-2-10.1	Clinton	0	498.57	498.57
2-1-54.20	Grenier	0	149.07	149.07
2-1-10	Goodman	0	234.40	234.40
7-1-18	Leness	0	609.44	609.44
15-2-11	Antones	0	44.44	44.44
5-1-34	Roter	0	468.80	468.80
11-2-26	McWhorter	0	234.40	234.40
11-2-30	Wylie	0	850.97	850.97
11-2-37	Cattarulla	0	450.05	450.05

Upon motion made by Mayor Peter Sartorius, seconded by Jeanette Obser and unanimously carried, it is RESOLVED, the application of Marilyn Gross for a bulkhead & boat slip to replace an existing similar bulkhead (with 50 cubic yards of fill added) at 32 Beach Lane, Tax Map #14-1-3.1 is hereby approved.

Upon motion made by Kimberley Payne, seconded by Ted Necarsulmer and unanimously carried, the amendment to Section 174-48 of the Village Code (Schedule XIV: Time Limit Parking) is hereby approved as follows:

<u>Name of Street</u>	<u>Side</u>	<u>Time Limit; Hours/Days</u>	<u>Location</u>
Jessup Avenue	East	15 Minutes 8:00AM to 8:00 PM All days	South from Midland St. from 185 feet to 210 feet

Upon motion made by Kimberley Payne, seconded by Jeanette Obser and unanimously carried, payment to Homeside Florist in the amount of \$172.00, funded from T93J (Jobson-beautification) is hereby approved.

The Mayor opened the Public Hearing on proposed Local Law entitled “Local Law No. \_\_\_ of 2012 Amending the Village Code in Relation To Powers And Duties Of the Building Inspector”, as introduced at the May 18, 2012 Board of Trustees meeting. After discussion the Mayor opened the floor for questions or comments. Kittric Motz asked if the new law was for enforcement measures only and not a change in the procedural process. The Mayor responded that she was correct. With no further discussion, the public meeting was closed at 4:26 P. M. Upon motion made by Kimberley Payne, seconded by Ted Necarsulmer and unanimously carried, it was RESOLVED, that “Local Law No. \_\_\_ of 2012 Amending the Village Code in Relation To Powers And Duties Of the Building Inspector” is hereby enacted as Local Law #4 of 2012. The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

- Mayor Sartorius: Voting Aye
- Trustee Cardo: Voting Aye
- Trustee Obser: Voting Aye
- Trustee Necarsulmer: Voting Aye
- Trustee Payne: Voting Aye

#### Local Law No. 4 of 2012

#### A Local Law Amending The Village Code In Relation To Powers And Duties Of The Building Inspector

Section 1. §15-2 is hereby amended by adding the following sentence at the end thereof, to wit: In the absence of such a designation, the Ordinance Enforcement Officer shall exercise all such powers.

Section 2. §15-6D is hereby amended to read as follows:

D. He shall issue, in writing, all appropriate notices or orders to remove illegal or unsafe conditions, to require the necessary safeguards during construction and to ensure compliance during the entire course of construction with the requirements of such laws, ordinances, rules and regulations, and the provisions of any permit issued by the Building Inspector or any other governmental authority. Such notices or orders may include an order to stop or suspend all work which is being undertaken in violation of applicable laws, ordinances, rules or regulations or permits. Such notices or orders shall be served upon the property owner or his agent personally or by sending by registered or certified mail a copy of such order to the owner or his agent at the address set forth in the application for permission for the construction or alteration of such building and by posting the same upon a conspicuous portion of the premises to which the notice applies.

Section 3. §15-7 is hereby amended to read as follows:

§15.7. Penalties for offenses.

Any person having been served, either personally or by registered or certified mail, with an order issued by the Building Inspector under this Chapter, who shall fail to comply with such order, and any owner, builder, architect, tenant, contractor, subcontractor, construction superintendent or their agents or any other person taking part or assisting in the construction of any building who shall knowingly violate such order or any of the applicable provisions of the State Uniform Fire Prevention and Building Code or any lawful order, notice, directive, permit or certificate made thereunder regarding standards for construction, maintenance or fire protection equipment and systems shall be punishable by a fine of not more than \$1,000 per day of violation or imprisonment not exceeding 15 days, or both.

Section 4. §15-8 is hereby amended by adding the following sentence at the end thereof, to wit: The Building Inspector is authorized to issue appearance tickets relating to the enforcement of any laws, ordinances, rules or regulations administered or enforced by the Building Inspector pursuant to this Chapter.

Section 5. §42-4A is hereby amended by changing the period at the end thereof to a comma and by adding the following clause after such comma, to wit: including without limitation, those which may be enforced by the Building Inspector pursuant to Chapter 15 or any other provision of this Code.

Section 6. This local law shall become effective upon the filing thereof with the Secretary of State of the State of New York.

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The Mayor asked if there was any other business to discuss, Alex Hesterberg asked if the stairs could be repaired from the Village beach parking lot to the beach. The Mayor responded that Young & Young have been asked to design a ramp to the beach. He also noted that concrete bricks will be set at the beach playground after the mulch has been delivered.

With no further business to discuss and upon motion made by Randy Cardo, seconded by Jeanette Obser and unanimously carried, the meeting was adjourned at 4:29 P.M.

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Marcia Rose Koziarz, Village Clerk